



ATTORNEY DOCKET NO.: 046601-5053

Masayoshi OKURA, et al.

Application No.: 09/613,742

Filed: July 11, 2000

Allowed: April 18, 2005

For: ROTARY DEFLECTOR, OPTICAL  
SCANNING UNIT AND IMAGE  
FORMING APPARATUS

Confirmation No.: 1505

Group Art Unit: 2872

Examiner: J. PHAN

**MAIL STOP 313(c)****MAIL STOP 313(c)**

Commissioner for Patents  
Alexandria, VA 22314

Sir:

### INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. Each item of information contained in this Information Disclosure Statement was first cited in a Japanese Patent Office Action dated May 31, 2005 (copy and English translation enclosed) in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement and is being filed concurrently with Petition to Withdrawal from Issue and Request for Continued Examination (RCE). Therefore, no fee is required for filing this Information Disclosure Statement.

A concise explanation of relevance for each of the non-English language documents listed may be ascertained from the English-language translation of their Abstract.

Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should any of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

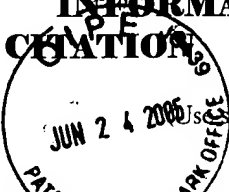
**MORGAN, LEWIS & BOCKIUS LLP**

Dated: June 24, 2005

By: 

Robert J. Goodell  
Reg. No. 41,040

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<b>INFORMATION DISCLOSURE</b> 	Attorney Docket No. 046601-5053	Application No.: RCE of 09/613,742
	Applicants: Masayoshi OKURA, <i>et al.</i>	
	Filing Date: July 11, 2000	Group Art Unit: 2872

**U.S. PATENT DOCUMENTS**

*Examiner Initial		Document Number	Date	Name	Class	Sub Class	Filing Date

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Sub Class	<u>Translation</u> YES NO	
		64-10209	01/13/1989	Japan			Abstract	
		9-126229	5/13/1997	Japan			Abstract	
		5-70184	09/21/1993	Japan			Abstract	
		1-82664	06/01/1989	Japan			Abstract	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


Examiner	Date Considered
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Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

MJB/XY/fdb

June 24, 2005

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